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Hollingsworth & Funk, LLC 8009 34th Avenue South Suite 125 Minneapolis, MN 54425			EXAMINER PATEL, HARESH N	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/822,641	Applicant(s) HAMYNEN ET AL.	
	Examiner HARESH N. PATEL	Art Unit 2454	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 11 November 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-40 is/are pending in the application.
- 4a) Of the above claim(s) 26-40 is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-25 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 12 April 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>7/6/04, 7/15/08</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1-25 are subject to examination. Claims 26-40 are withdrawn.

Election/Restrictions

2. Applicant's election with traverse of Group I, claims 1-25, in the reply filed on 11/11/2008, is acknowledged. The traversal is on the ground(s) that MPEP § 806.05(c) requires, among other things, identification of a combination and subcombination. This is not found persuasive because the restriction requirement clearly contained, claims 1-25, are drawn to, “obtaining a location update relative to a position of a mobile terminal, receiving filtered results according to the location criteria, automatically displaying the updated results in response to the relative position of the mobile terminal”, classified in class 709, subclass 203. Claims 32-37, are drawn to, “content provider containing Web pages that include eXtensible Markup Language (XML) to define location information associated with the Web pages with information containing within and XML file”, classified in class 715, subclass 239. claims 26-31, 38-40, are drawn to, “user interface to display menu options containing a general search option that returns Web content irregardless of location tags, location search option, a user centric search option etc”, classified in class 715, subclass 700. The usage of web page and user interface is well-known in the art and the restriction is not based on “web page” “user interface” alone, because the PTO's classification class and subclass do not contain a particular class and subclass just for all the inventions containing “web page” and/or “user interface”. For clarification, the restriction is based on what is presented in the claims and which the claimed subject matter of the claims for

Art Unit: 2454

the citations reflect, and the utility is what is accomplished by the distinct claimed subject matter. The group of the claims, which the MPEP supports for restriction, also includes the dependent claims subject matter with the respective independent claim. The single combination; the combination is the claimed subject matter of the claims 1-25 that also contain elements which are not contained in the subcombination claims 26-40, i.e., "obtaining a location update relative to a position of a mobile terminal, receiving filtered results according to the location criteria, automatically displaying the updated results in response to the relative position of the mobile terminal" etc. The subcombination claims 32-37 containing specifics, " content provider containing Web pages that include eXtensible Markup Language (XML) to define location information associated with the Web pages with information containing within and XML file ", classified in class 715, subclass 239, are not contained in the claims 1-25. This claimed subject matter of the specifics of the subcombination claims 26-31, 38-40, which the combination claims 1-25 do not utilize provide a utility of utilizing "user interface to display menu options containing a general search option that returns Web content irregardless of location tags, location search option, a user centric search option". Please refer to MPEP 806.05(c), II, Subcombination not essential to combination, "Since claims to both the subcombination and combination are presented, the omission of details of the claimed subcombination Bsp in the combination claim ABbr is evidence that the combination (claims 1-25) does not rely upon the specific limitations of the subcombinations (claims 26-31, 32-37, 38-40) for its patentability. Hence, the claims 26-40 are withdrawn from consideration and the examiner examines the applicant elected claims 1-25. The applicant is requested to cancel the claims 26-40 and file a divisional application for the claims 26-40. The fact is that subject matter of the different claim groups of claims 1-25 (please

Art Unit: 2454

see respective independent claims and their dependent claims) are not restricted considering the applicant citations of the MPEP. This restriction/election is made final. Two restriction/election actions were previously provided; please refer to the prosecution history.

Drawings

3. The figures submitted on the filing date of this application are acknowledged.

Information Disclosure Statement

4. An initialed and dated copy of the applicant's IDS form 1449, is attached to the instant Office action, please see attachments section of the attached form PTO-326 containing paper dates.

Claim Rejections - 35 USC § 101

35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

5. Claims 23, 25 are rejected under 35 U.S.C. 101 because the claimed invention is directed to a non-statutory subject matter. The claims 23, 25 are software per se that is not tangibly embodied in a computer storage medium such as memory or comprising hardware and therefore lacks a practical application because it alone cannot produce its intended outcome.

Claim Rejections - 35 USC § 102

Art Unit: 2454

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

7. Claims 1-25 are rejected under 35 U.S.C. 102(e) as being anticipated by Chasker 2004/0224702 (Hereinafter Chasker).

8. Referring to claim 1, Chasker discloses a method comprising: obtaining a location update relative to a position of a mobile terminal (e.g., page 2); forming location criteria from the location update (e.g., page 2); including the location criteria in a Web content request from the mobile terminal (e.g., page 2); and receiving filtered results from the Web content request according to the location criteria to form the position relevant Web content at the mobile terminal (e.g., page 2).

9. Referring to claim 2, Chasker discloses the claimed limitations as rejected above. Chasker also discloses wherein obtaining the location update comprises receiving location information from a base station wirelessly coupled to the mobile terminal (e.g., page 2).

10. Referring to claim 3, Chasker discloses the claimed limitations as rejected above. Chasker also discloses wherein obtaining the location update comprises receiving location information from a Global Positioning System (GPS) (e.g., page 3).

11. Referring to claim 4, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein obtaining the location update comprises: receiving map data associated with a first position of the mobile terminal (e.g., page 6); projecting the map data onto a display of the mobile terminal; indicating a second position of the mobile terminal on the projected map data; and using the second position as the location update (e.g., page 6).

12. Referring to claim 5, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein forming location criteria comprises establishing a location accuracy parameter that defines an area surrounding the location update (e.g., page 6).

13. Referring to claim 6, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the Web content request includes a HyperText Transport Protocol (HTTP) message (e.g., page 3).

14. Referring to claim 7, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the HTTP message presents the location criteria within an HTTP header (e.g., page 3).

15. Referring to claim 8, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the filtering further includes filtering the results from the Web content request according to a search keyword (e.g., page 6).

16. Referring to claim 9, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the providing further includes providing the position relevant Web content that relates to the search keyword (e.g., page 6).

17. Referring to claim 10, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses storing the position relevant Web content in a location bookmark area of the mobile terminal (e.g., page 3).

18. Referring to claim 11, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses periodically updating the position relevant Web content (e.g., page 3).

19. Referring to claim 12, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses categorizing the updated results according to a location heading (e.g., page 6).

20. Referring to claim 13, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the categorized headings are prioritized according to the relative position of the mobile terminal (e.g., page 6).

Art Unit: 2454

21. Referring to claim 14, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses automatically displaying the updated results in response to the relative position of the mobile terminal (e.g., page 6).

22. Referring to claim 15, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses a system, comprising: a mobile terminal geographically located within the Web content system (e.g., page 2); a Web server adapted to receive Web content requests from the mobile terminal (e.g., page 2); and a search engine coupled to the Web server and adapted to gather location tagged Web content in response to the Web content requests(e.g., page 2), wherein location tags of the Web content gathered conform to geographical criteria expressed by the mobile terminal in the Web content requests (e.g., page 2).

23. Referring to claim 16, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the mobile terminal comprises a location update module adapted to maintain a current location of the mobile terminal (e.g., page 2).

24. Referring to claim 17, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the location update module comprises a Global Positioning System (GPS) module (e.g., page 3).

25. Referring to claim 18, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the mobile terminal further comprises a geographical search

Art Unit: 2454

module coupled to the location update module and adapted to convert the current location of the mobile terminal into the geographical criteria contained within the Web content request (e.g., page 6).

26. Referring to claim 19, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the Web content request includes a HyperText Transfer Protocol (HTTP) header containing the geographical criteria (e.g., page 3).

27. Referring to claim 20, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses wherein the mobile terminal further comprises a text to speech module adapted to convert textual portions of the Web content received from the Web server into audible information (e.g., page 3).

28. Referring to claim 21, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses an apparatus comprising: a memory capable of storing a location update module and a geographical search module (e.g., page 2); a processor coupled to the memory and configured by the location update module to maintain position information associated with a mobile terminal (e.g., page 2) and configured by the geographical search module to request the location tagged Web content that relates to the position of the mobile terminal (e.g., page 2); and a transceiver configured to receive location tagged Web content from a Web server (e.g., page 2).

Art Unit: 2454

29. Referring to claim 22, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses a text to speech module adapted to convert textual portions of the location tagged Web content into audible information (e.g., page 2).

30. Referring to claim 23, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses a computer-readable medium having instructions stored thereon which are executable by a mobile terminal for performing steps comprising: obtaining location updates relative to a position of the mobile terminal (e.g., page 2); defining an area of interest surrounding the position of the mobile terminal (e.g., page 2); and requesting location based Web content that conforms to the area of interest (e.g., page 2).

31. Referring to claim 24, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses a server comprising: means for receiving location based Web content requests containing location criteria associated with a location of a mobile terminal (e.g., page 2); means for communicating the location based Web content requests to a search engine (e.g., page 2); means for receiving responses from the search engine in response to the location based Web content requests (e.g., page 2); and means for filtering the responses to conform to the location criteria (e.g., page 2).

32. Referring to claim 25, Chasker discloses the claimed limitations as rejected above.

Chasker also discloses a computer-readable medium having instructions stored thereon which are executable to perform steps comprising: receiving Web content requests containing location

Art Unit: 2454

criteria associated with a location of a mobile terminal (e.g., page 2); communicating the Web content requests to a search engine (e.g., page 2); receiving responses from the search engine in response to the Web content requests (e.g., page 2); and filtering the responses to conform to the location criteria (e.g., page 2).

33. Claims 1-25 are rejected under 35 U.S.C. 102(e) as being anticipated by Barnes JR. 2005/0136949 (Hereinafter Barnes).

34. Referring to claim 1, Barnes discloses a method comprising: obtaining a location update relative to a position of a mobile terminal (e.g., page 2); forming location criteria from the location update (e.g., page 2); including the location criteria in a Web content request from the mobile terminal (e.g., page 2); and receiving filtered results from the Web content request according to the location criteria to form the position relevant Web content at the mobile terminal (e.g., page 2).

35. Referring to claim 2, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein obtaining the location update comprises receiving location information from a base station wirelessly coupled to the mobile terminal (e.g., page 2).

36. Referring to claim 3, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein obtaining the location update comprises receiving location information from a Global Positioning System (GPS) (e.g., page 5).

Art Unit: 2454

37. Referring to claim 4, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein obtaining the location update comprises: receiving map data associated with a first position of the mobile terminal (e.g., page 6); projecting the map data onto a display of the mobile terminal; indicating a second position of the mobile terminal on the projected map data; and using the second position as the location update (e.g., page 6).

38. Referring to claim 5, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein forming location criteria comprises establishing a location accuracy parameter that defines an area surrounding the location update (e.g., page 6).

39. Referring to claim 6, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the Web content request includes a HyperText Transport Protocol (HTTP) message (e.g., page 5).

40. Referring to claim 7, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the HTTP message presents the location criteria within an HTTP header (e.g., page 5).

41. Referring to claim 8, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the filtering further includes filtering the results from the Web content request according to a search keyword (e.g., page 6).

Art Unit: 2454

42. Referring to claim 9, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the providing further includes providing the position relevant Web content that relates to the search keyword (e.g., page 6).

43. Referring to claim 10, Barnes discloses the claimed limitations as rejected above. Barnes also discloses storing the position relevant Web content in a location bookmark area of the mobile terminal (e.g., page 5).

44. Referring to claim 11, Barnes discloses the claimed limitations as rejected above. Barnes also discloses periodically updating the position relevant Web content (e.g., page 5).

45. Referring to claim 12, Barnes discloses the claimed limitations as rejected above. Barnes also discloses categorizing the updated results according to a location heading (e.g., page 4).

46. Referring to claim 13, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the categorized headings are prioritized according to the relative position of the mobile terminal (e.g., page 4).

47. Referring to claim 14, Barnes discloses the claimed limitations as rejected above. Barnes also discloses automatically displaying the updated results in response to the relative position of the mobile terminal (e.g., page 4).

Art Unit: 2454

48. Referring to claim 15, Barnes discloses the claimed limitations as rejected above. Barnes also discloses a system, comprising: a mobile terminal geographically located within the Web content system (e.g., page 2); a Web server adapted to receive Web content requests from the mobile terminal (e.g., page 2); and a search engine coupled to the Web server and adapted to gather location tagged Web content in response to the Web content requests(e.g., page 2), wherein location tags of the Web content gathered conform to geographical criteria expressed by the mobile terminal in the Web content requests (e.g., page 2).

49. Referring to claim 16, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the mobile terminal comprises a location update module adapted to maintain a current location of the mobile terminal (e.g., page 2).

50. Referring to claim 17, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the location update module comprises a Global Positioning System (GPS) module (e.g., page 5).

51. Referring to claim 18, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the mobile terminal further comprises a geographical search module coupled to the location update module and adapted to convert the current location of the mobile terminal into the geographical criteria contained within the Web content request (e.g., page 6).

Art Unit: 2454

52. Referring to claim 19, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the Web content request includes a HyperText Transfer Protocol (HTTP) header containing the geographical criteria (e.g., page 5).

53. Referring to claim 20, Barnes discloses the claimed limitations as rejected above. Barnes also discloses wherein the mobile terminal further comprises a text to speech module adapted to convert textual portions of the Web content received from the Web server into audible information (e.g., page 5).

54. Referring to claim 21, Barnes discloses the claimed limitations as rejected above. Barnes also discloses an apparatus comprising: a memory capable of storing a location update module and a geographical search module (e.g., page 2); a processor coupled to the memory and configured by the location update module to maintain position information associated with a mobile terminal (e.g., page 2) and configured by the geographical search module to request the location tagged Web content that relates to the position of the mobile terminal (e.g., page 2); and a transceiver configured to receive location tagged Web content from a Web server (e.g., page 2).

55. Referring to claim 22, Barnes discloses the claimed limitations as rejected above. Barnes also discloses a text to speech module adapted to convert textual portions of the location tagged Web content into audible information (e.g., page 2).

Art Unit: 2454

56. Referring to claim 23, Barnes discloses the claimed limitations as rejected above. Barnes also discloses a computer-readable medium having instructions stored thereon which are executable by a mobile terminal for performing steps comprising: obtaining location updates relative to a position of the mobile terminal (e.g., page 2); defining an area of interest surrounding the position of the mobile terminal (e.g., page 2); and requesting location based Web content that conforms to the area of interest (e.g., page 2).

57. Referring to claim 24, Barnes discloses the claimed limitations as rejected above. Barnes also discloses a server comprising: means for receiving location based Web content requests containing location criteria associated with a location of a mobile terminal (e.g., page 2); means for communicating the location based Web content requests to a search engine (e.g., page 2); means for receiving responses from the search engine in response to the location based Web content requests (e.g., page 2); and means for filtering the responses to conform to the location criteria (e.g., page 2).

58. Referring to claim 25, Barnes discloses the claimed limitations as rejected above. Barnes also discloses a computer-readable medium having instructions stored thereon which are executable to perform steps comprising: receiving Web content requests containing location criteria associated with a location of a mobile terminal (e.g., page 2); communicating the Web content requests to a search engine (e.g., page 2); receiving responses from the search engine in response to the Web content requests (e.g., page 2); and filtering the responses to conform to the location criteria (e.g., page 2).

59. Claims 1-25 are rejected under 35 U.S.C. 102(e) as being anticipated by Trossen 2005/0136946 (Hereinafter Trossen).

60. Referring to claim 1, Trossen discloses a method comprising: obtaining a location update relative to a position of a mobile terminal (e.g., page 3); forming location criteria from the location update (e.g., page 3); including the location criteria in a Web content request from the mobile terminal (e.g., page 3); and receiving filtered results from the Web content request according to the location criteria to form the position relevant Web content at the mobile terminal (e.g., page 3).

61. Referring to claim 2, Trossen discloses the claimed limitations as rejected above. Trossen also discloses wherein obtaining the location update comprises receiving location information from a base station wirelessly coupled to the mobile terminal (e.g., page 3).

62. Referring to claim 3, Trossen discloses the claimed limitations as rejected above. Trossen also discloses wherein obtaining the location update comprises receiving location information from a Global Positioning System (GPS) (e.g., page 3).

63. Referring to claim 4, Trossen discloses the claimed limitations as rejected above. Trossen also discloses wherein obtaining the location update comprises: receiving map data associated with a first position of the mobile terminal (e.g., page 7); projecting the map data onto a display

Art Unit: 2454

of the mobile terminal; indicating a second position of the mobile terminal on the projected map data; and using the second position as the location update (e.g., page 7).

64. Referring to claim 5, Trossen discloses the claimed limitations as rejected above. Trossen also discloses wherein forming location criteria comprises establishing a location accuracy parameter that defines an area surrounding the location update (e.g., page 7).

65. Referring to claim 6, Trossen discloses the claimed limitations as rejected above. Trossen also discloses wherein the Web content request includes a HyperText Transport Protocol (HTTP) message (e.g., page 3).

66. Referring to claim 7, Trossen discloses the claimed limitations as rejected above. Trossen also discloses wherein the HTTP message presents the location criteria within an HTTP header (e.g., page 3).

67. Referring to claim 8, Trossen discloses the claimed limitations as rejected above. Trossen also discloses wherein the filtering further includes filtering the results from the Web content request according to a search keyword (e.g., page 7).

68. Referring to claim 9, Trossen discloses the claimed limitations as rejected above. Trossen also discloses wherein the providing further includes providing the position relevant Web content that relates to the search keyword (e.g., page 7).

69. Referring to claim 10, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses storing the position relevant Web content in a location bookmark area of the mobile terminal (e.g., page 3).

70. Referring to claim 11, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses periodically updating the position relevant Web content (e.g., page 3).

71. Referring to claim 12, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses categorizing the updated results according to a location heading (e.g., page 7).

72. Referring to claim 13, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses wherein the categorized headings are prioritized according to the relative position of the mobile terminal (e.g., page 7).

73. Referring to claim 14, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses automatically displaying the updated results in response to the relative position of the mobile terminal (e.g., page 7).

74. Referring to claim 15, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses a system, comprising: a mobile terminal geographically located within the

Art Unit: 2454

Web content system (e.g., page 3); a Web server adapted to receive Web content requests from the mobile terminal (e.g., page 3); and a search engine coupled to the Web server and adapted to gather location tagged Web content in response to the Web content requests(e.g., page 3), wherein location tags of the Web content gathered conform to geographical criteria expressed by the mobile terminal in the Web content requests (e.g., page 3).

75. Referring to claim 16, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses wherein the mobile terminal comprises a location update module adapted to maintain a current location of the mobile terminal (e.g., page 3).

76. Referring to claim 17, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses wherein the location update module comprises a Global Positioning System (GPS) module (e.g., page 3).

77. Referring to claim 18, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses wherein the mobile terminal further comprises a geographical search module coupled to the location update module and adapted to convert the current location of the mobile terminal into the geographical criteria contained within the Web content request (e.g., page 7).

Art Unit: 2454

78. Referring to claim 19, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses wherein the Web content request includes a HyperText Transfer Protocol (HTTP) header containing the geographical criteria (e.g., page 3).

79. Referring to claim 20, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses wherein the mobile terminal further comprises a text to speech module adapted to convert textual portions of the Web content received from the Web server into audible information (e.g., page 3).

80. Referring to claim 21, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses an apparatus comprising: a memory capable of storing a location update module and a geographical search module (e.g., page 3); a processor coupled to the memory and configured by the location update module to maintain position information associated with a mobile terminal (e.g., page 3) and configured by the geographical search module to request the location tagged Web content that relates to the position of the mobile terminal (e.g., page 3); and a transceiver configured to receive location tagged Web content from a Web server (e.g., page 3).

81. Referring to claim 22, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses a text to speech module adapted to convert textual portions of the location tagged Web content into audible information (e.g., page 3).

Art Unit: 2454

82. Referring to claim 23, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses a computer-readable medium having instructions stored thereon which are executable by a mobile terminal for performing steps comprising: obtaining location updates relative to a position of the mobile terminal (e.g., page 3); defining an area of interest surrounding the position of the mobile terminal (e.g., page 3); and requesting location based Web content that conforms to the area of interest (e.g., page 3).

83. Referring to claim 24, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses a server comprising: means for receiving location based Web content requests containing location criteria associated with a location of a mobile terminal (e.g., page 3); means for communicating the location based Web content requests to a search engine (e.g., page 3); means for receiving responses from the search engine in response to the location based Web content requests (e.g., page 3); and means for filtering the responses to conform to the location criteria (e.g., page 3).

84. Referring to claim 25, Trossen discloses the claimed limitations as rejected above.

Trossen also discloses a computer-readable medium having instructions stored thereon which are executable to perform steps comprising: receiving Web content requests containing location criteria associated with a location of a mobile terminal (e.g., page 3); communicating the Web content requests to a search engine (e.g., page 3); receiving responses from the search engine in response to the Web content requests (e.g., page 3); and filtering the responses to conform to the location criteria (e.g., page 3).

Conclusion

Considering the case being old, filed dated 4/12/2004, in order to expedite the prosecution of this case, multiple references are used for the rejections to demonstrate that several references disclose the claimed subject matter of the claims.

Examiner has cited particular columns and line numbers and/or paragraphs and/or sections and/or page numbers in the reference(s) as applied to the claims above for the convenience of the applicant. Although the specified citations are representative of the teachings of the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested from the applicant in preparing responses, to fully consider the references in entirety, as potentially teaching, all or part of the claimed invention, as well as the context of the passage, as taught by the prior art or disclosed by the Examiner.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Haresh Patel whose telephone number is (571) 272-3973. The examiner can normally be reached on Monday, Tuesday, Thursday and Friday from 10:00 am to 8:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Flynn, can be reached at (571) 272-1915. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Art Unit: 2454

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Haresh N. Patel/

Primary Examiner, Art Unit 2454

1/29/09